

On motion, the Senate adjourned until 9 o'clock to-morrow morning.

FRIDAY, November 27, 1863.

The Senate met pursuant to adjournment.

The President in the chair.

The roll having been called the following Senators answered to their names:

Mr. President, Messrs. Abercrombie, Arnow, Carter, Cater, Clary, Hogue, Jones, King, Norwood, Roper, Russell, of 17th District, Smith and Taylor—14.

A quorum present.

Prayer by Rev. Mr. Smith.

The Journal of yesterday was read and approved.

The President declared motions in order.

Petitions and memorials in order.

Resolutions in order.

Reports of Standing Committees in order.

Reports of Select Committees in order.

#### ORDERS OF THE DAY.

A bill to be entitled an act to provide a police for the county of Jefferson,

Was read the second time.

Mr. Russell, of Jefferson, offered the following amendments:

Insert at the discretion of the County Commissioner.

Strike out the words "general supervision;"

Which was adopted.

Mr. Hogue moved to amend by adding the following section:

SEC. 6. *Be it further enacted*, That all the other counties in this State may, through the action of their respective County Commissioners, adopt the provisions of this act as a system of police for their future respective counties.

The bill was ordered to be engrossed for a third reading to-morrow.

Senate resolution relative to committees of the Senate,

Was read and adopted.

On motion, the rule was waived, to allow the Committee on Engrossed Bills, to make the following report:

The Standing Committee on Engrossed Bills beg to report as correctly engrossed, the following bill:

A bill to be entitled an act to amend an act to prevent the entry of lands occupied by soldiers, or their families, during the continuance of the present war, and also to regulate the entry and sale of public lands, approved December, 13, 1863.

JAMES ABERCROMBIE, Chm'n.

Which was read, and bill placed among the orders of the day.

The rule was waived, to allow the Committee on Propositions and Grievances, to make the following reports:

The Committee on Propositions and Grievances, to whom was referred a bill to be entitled an act for the relief of D. B. Cappleman, Sheriff of Marion, having had the same under consideration, and believe from all the evidence in the case, said rule is just. Therefore we recommend its passage.

J. S. RUSSELL, Chm'n.

Also the following:

The Committee on Propositions and Grievances, to whom was referred the petition Madison Post, late Receiver in the Land Office at Tampa, beg leave to report the petition back to the Senate for their consideration, as the evidence in the case is of such a nature, that they do not feel prepared to advise the Senate in the premises.

All of which they respectfully submit,

J. S. RUSSELL, Chm'n.

Which were read, and bills placed among the orders of the day.

House resolution for the relief of Justices of the Peace,

Was read the second time, and on motion, referred to a select committee of three.

The Chair appointed, as said committee, Messrs. Hopkins, Norwood and Cater.

House resolution relative to the civil authority of the State,

Was read the second time, and placed among the orders of the day, for a third reading on to-morrow.

The rule was waived, to allow the Committee on Enrolled Bills, to make the following report:

The Committee on Enrolled Bills, have examined an act to amend the charter of the city of Pensacola, so as authorize said city to aid in the construction of certain railroads, and find the same correctly enrolled.

J. M. ARNOW, Chm'n.

Which was read.

A bill to be entitled an act for the relief of D. B. Cappleman Sheriff of Marion County.

Was read second time, rule was waived, read a third time and put on its passage,

The vote was:

Yeas—Mr. President, Messrs. Arnow, Carter, Cater, Clary, Cooper,

Hogue, Holland, Jones, King, Norwood, Roper, Russell of Jefferson, Russell of 17th District, Scott, Smith and Taylor—17.

Nays—None.

So the bill passed—title as stated.

Ordered that it be certified to the House of Representatives.

The rule was waived to allow the Committee on Enrolled Bills to make the following report:

The Committee on Enrolled Bills, have examined an act to incorporate the Apalachicola Channel Company, and find the same correctly enrolled.

J. M. ARNOW, Chairman.

Which was read.

A bill to be entitled an act to authorize the County Commissioners of Leon County to assess additional taxes for the support of Soldiers' families and the indigent of said county, and regulate the collection thereof;

Was read a second time.

Mr. Taylor moved to amend by adding after the word Leon, county, the words Levy, Hernando, Hillsborough, Polk and Manatee Counties.

Pending which, on motion the bill was ordered to be laid over until 3 o'clock this afternoon;

A Resolution to rescind joint resolution to adjourn on Monday next.

Was read.

Mr. Norwood presented the following amendment:

Resolved, That this General Assembly adjourn *sine die* on Friday, the 4th of December next, at 12 o'clock, P. M.

The yeas and nays being called for by Messrs. Taylor and Cooper on the adoption of the amendment,

The vote was:

Yeas—Mr. President, Messrs. Carter, Clary, Hogue, Holland, Jones, King, Norwood, Roper and Smith—10.

Nays—Messrs. Abercrombie, Arnow, Cater, Cooper, Hopkins, Russell, of Jefferson, Russell, of 17th District, Scott and Taylor—9.

So the amendment was adopted.

Mr. Holland moved to adopt the resolution as amended.

The yeas and nays being called for by Messrs. Taylor and Cooper,

The vote was:

Yeas—Mr. President, Messrs. Carter, Clary, Hogue, Holland, Jones, King, Norwood, Roper and Smith—10.

Nays—Messrs. Abercrombie, Arnow, Cater, Cooper, Hopkins, Russell, of Jefferson, Russell, of 17th District Scott and Taylor—9.

The President declared the resolution adopted.

Mr. Taylor appealed from the decision of the chair.

The decision of the chair was sustained.

Mr. Holland moved to reconsider the action of the Senate on the amendment to the above resolution.

Mr. Norwood moved to amend the motion, by reconsidering the vote on both resolutions;

Which was adopted.

Mr. Holland moved that the resolution to rescind the resolution to adjourn on Monday next, be adopted.

The yeas and nays being called for by Messrs. Holland and Taylor,

The vote was:

Yeas—Mr. President, Messrs. Arnow, Cater, Cooper, Hogue Holland, Jones, King, Roper, Russell of Jefferson, Russell of 17th District and Taylor—12.

Nays—Messrs. Abercrombie, Carter, Clary, Hopkins, Norwood, Scott and Smith—7.

So the resolution was adopted.

Mr. Holland moved that the chair appoint a committee to convey the above resolution to the House of Representatives;

Which was adopted.

The President appointed as said committee, Messrs. Holland, Russell of 17th District and Taylor.

The committee retired, and after a short time returned, and reported that they had performed their duty, and were discharged.

The President presented a communication from the Attorney General;

Which was read, and referred to the Committee on the Judiciary.

The rule was waived, to allow the Committee on the State of the Commonwealth, to make the following report:

The Committee on the State of the Commonwealth, to whom was referred the petition of the Baptist Convention of this State, asking that the tenth day of December be set apart as a day of fasting and prayer through the State, have had the same under consideration, and do heartily concur in the passage of said petition. But as the day named in said petition, would be too short a time for due notice to be given throughout the State, they recommend the 25th day of December in its place, and therefore, recommend the passage of the following resolution.

All of which is respectfully submitted,

J. C. COOPER, Chm'n.

Which was read, and the resolution placed among the orders of the day.

The rule was waived to allow Mr. Hopkins to make the following motion:

That all papers which were in evidence before the Joint Select Committee, to whom was referred the Governor's message on Im-

pressments, be placed among the orders of the day, and read for the information of the Senate;

Which was adopted.

A bill to be entitled an act to protect the citizens of this State from oppression, by persons claiming to act under authority from the Confederate government,

Was read the second time.

Also a substitute to said bill,

Which was read.

Mr. Holland moved that the substitute to the original bill be adopted.

Mr. Arnow moved that the whole subject be indefinitely postponed;

The yeas and nays being called for by Messrs. Taylor and Norwood, the vote was:

Yea—Mr. Arnow—1.

Nays—Mr. President, Messrs. Abercrombie, Carter, Cater, Clary, Cooper, Hogue, Holland, Hopkins, Jones, King, Norwood, Roper, Russell of Jefferson, Russell of 17th District, Scott, Smith and Taylor—18.

So the motion was lost.

The question being upon the adoption of the substitute in lieu of the original bill, the vote was:

Yeas—Mr. President, Messrs. Arnow, Carter, Cater, Cooper, Holland, Jones, King, Roper, Russell of Jefferson, Scott, Smith and Taylor—13.

Nays—Messrs. Abercrombie, Clary, Hopkins, Norwood and Russell of 17th District—5.

Mr. Hogue was excused from voting.

So the substitute was adopted.

A bill to be entitled an act to assist the faithful and necessary enforcement of the Impressment Act of Congress, and to protect and defend the citizens of this State from oppression and unlawful acts of persons violating the said act, or claiming to act under the authority of the Confederate government,

Was read the second time.

Mr. Norwood offered the following amendment:

SEC. 6. *Be it further enacted*, That if any Confederate officer shall impress or attempt to impress, or order impressed any provisions of this State by force, contrary to the provisions of this act, the impressment act of Congress, it shall be the duty of the Governor of this State to demand of the President of the Confederate States the immediate removal from this State of such officer or officers, and require such demand be complied with at all hazards;

Which was adopted.

Mr. Norwood offered the following amendment:

SEC. 7. *Be it further enacted*, That no provisions shall be impressed in this State while in market or on their way to the same for the purpose of sale in such market.

Mr. Holland moved to amend the above by adding, Provided, however, That the owner of such property shall be allowed five days to expose said goods or property in market, and that the words on its way to the same, shall be construed to mean such reasonable time as may be necessary to reach said market, or the place where he purposes to sell them to supply the inhabitants of this State;

Which were adopted.

The bill was ordered to be engrossed for a third reading to-morrow.

A bill to be entitled an act to amend the election laws of this State relative to soldiers voting,

Was read a third time and put upon its passage.

The vote was:

Yeas—Messrs. Abercrombie, Arnow, Carter, Cater, Clary, Cooper, Hogue, Holland, Hopkins, Jones, King, Norwood, and Smith—13.

Nays—Mr. President, Messrs. Russell, of Jefferson, and Scott—3.

So the bill passed—title as stated.

Ordered that the same be certified to the House of Representatives.

A bill to be entitled an act to amend an act relative to assessment of taxes,

Was read a third time.

On motion, the rule was waived and the bill placed back upon its second reading.

Mr. Norwood offered the following amendment:

SEC. 2. *Be it further enacted*, That whenever the Tax Assessor reports to the Board of County Commissioners, that any person has not given in his property at a fair valuation, and said County Commissioners shall appoint appraisers to appraise the same, it shall be the duty of said appraisers to assess the value of the same, under a penalty of \$500, to be recovered before any court having jurisdiction of the same.

Mr. Hogue moved that the words after the enacting clause commencing with the words "That an act entitled, &c.," down to and inserting the word "viz," be stricken out;

Which was adopted.

The bill with amendments was ordered to be engrossed for a third reading on to-morrow.

On motion, the rules were waived to allow the Committee on Corporations to report;

The Committee on Corporations, to whom was referred

A bill to be entitled an act for the protection of the stock of citi-

zens in the counties of LaFayette, Taylor, Levy, Orange and Brevard, beg leave to

### REPORT:

That they have carefully considered the provisions of said bill, and believe that the passage of the same will operate beneficially to the stock-owners of the counties enumerated in said bill, and recommend that the counties of Volusia and St. Johns be embraced in the bill, and they recommend the passage of the same, so amended.

All of which is respectfully submitted.

THOMAS T. RUSSELL, Chairman.

Which was read and the bill placed among the orders of the day.

A bill to be entitled an act, to amend an act to prevent the entry of lands occupied by soldiers or their families during the continuance of the present war, and to regulate the entry and sale of Public Lands, approved December 13th, 1862.

Was read a third time, and put on its passage.

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Arnow, Carter, Cater, Clary, Cooper, Hogue, Holland, Hopkins, Jones, King, Norwood, Russell of Jefferson, Russell of 17th District, Scott, Smith and Taylor—18.

Nays—None.

So the bill passed—title as stated.

Ordered to be certified to the House of Representatives.

A House bill requiring Sheriffs to give additional security in certain cases.

Was read a third time, and put on its passage.

The vote was:

Yea—Mr. Russell of 17th District—1.

Nays—Mr. President, Messrs. Abercrombie, Arnow, Carter, Cater, Clary, Cooper, Hogue, Holland, Hopkins, Jones, Norwood, Russell of Jefferson, Scott, Smith and Taylor—16.

So the bill was lost.

Ordered to be certified to the House of Representatives.

A House bill to raise the salaries of State Treasurer and other officers therein named with amendments;

Which was read third time and put on its passage.

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Arnow, Cater, Cooper, Hogue, Holland, Hopkins, Russell of 17th District and Taylor—10.

Nays—Messrs. Carter, Clary, Jones, King, Norwood, Russell of Jefferson, Scott and Smith.—8.

So the bill passed—title as stated.

Ordered that the same be certified to the House of Representatives.

The rule was waived to allow the Committee on Military Affairs to make the following report:

The, undersigned, Chairman of the Standing Committee, on Military Affairs, beg leave to

### REPORT:

That he has been instructed, by a majority of said Committee, to return to the Senate, the following bills referred to them, entitled an act for the organization of the Militia, and a bill entitled an act to organize the militia of the State of Florida, and recommend that the said bills do not pass.

D. P. HOLLAND, Chairman.

Also the following:

The undersigned minority of said Committee, respectfully recommend the adoption of the bill entitled an act to organize the militia of the State of Florida, and that the same do pass. They believe that the militia should be organized without delay, and urge the adoption of this bill or at least that it may be amended and passed, but that they deem it essential to the defence of the State that the militia shall be organized.

D. P. HOLLAND,  
JOSEPH M. TAYLOR.

Which was read and bills placed among the orders of the day.

A communication was received from his Excellency, the Governor, recommending the adoption of a resolution to unite with the State of Georgia, in the recommendation of its Governor, appointing Thursday, 10th day of December, as a day of fasting, humiliation and prayer;

Which was read and referred to the Committee on the State of the Commonwealth.

Also, communication relative to the report of the Joint and Select Committee of the General Assembly on the books of the Comptroller and Treasurer;

Which was read and referred to the Special and Joint Select Committee.

The following communication was received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
November 27, 1863.

Hon. E. J. VANN,

President of the Senate:

SIR—The House has this day refused to concur in Senate amendments to House bill to be entitled an act to prevent and punish all persons planting and cultivating, in the State of Florida, over a cer-

tain quantity of land in cotton and Tobacco, during the continuance of the present war.

The House has also requested, by vote, the Senate to appoint a committee, to act with the House Committee on Finance and Public Accounts, in making up a bill providing for the expenditures which may be required during the present fiscal year.

Respectfully, &c.,

THOS. B. BAREFOOT,  
Clerk of the House of Representatives.

Which was read.

Also the following:

HOUSE OF REPRESENTATIVES,  
November 27th, 1863. }

HON. E. J. VANN,

President of the Senate:

SIR—The House has this day passed the following bills and resolution, viz:

Senate bill to be entitled an act in relation to holding Probate Court in Santa Rosa county, with amendment to title;

Senate bill to be entitled an act to amend an act entitled an act to provide for an additional issue of Treasury Notes;

House bill to be entitled an act for the relief of Aaron W. DaCosta; and,

Senate resolution rescinding Senate resolution relative to adjournment on Monday next.

Very respectfully,

THOS. B. BAREFOOT,  
Clerk of the House of Representatives.

Which was read and House bill placed among the orders of the day and Senate bills ordered to be enrolled.

The rule was waived and the joint resolution relative to railroad iron impressed or to be impressed in this State, was taken up.

On motion, the rule was waived and the resolution read the first, second and third times by its title, and put upon its passage;

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Arnow, Carter, Cater, Clary, Cooper, Hogue, Holland, Hopkins, Jones, King, Norwood, Russell of Jefferson, Russell of 17th District, Scott, Smith and Taylor—18.

Nays—None.

So the resolution passed—title as stated.

Ordered that the same be certified to the House of Representatives.

The rule was waived, to allow Mr. Taylor to make the following motion:

That a Special Committee of three be appointed by the President,

to whom the petition of Madison Post and accompanying documents shall be referred;

Which was adopted.

The President appointed as said committee, Messrs. Taylor, Cater and Arnow.

On motion, the Senate took a recess until 3 o'clock, p. m.

THREE O'CLOCK P. M.

The Senate resumed its session.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Messrs. Abercrombie, Arnow, Carter, Cater, Clary, Cooper, Holland, Hopkins, Jones, Russell of Jefferson, Scott and Taylor—13.

A quorum present.

The orders of the day were resumed.

House bill to be entitled an act for the protection of the stock of citizens, in the counties of Lafayette, Taylor, Levy, Orange and Brevard, with amendments,

Was read the second time.

On motion, the amendments were adopted.

The rule was waived, and the bill read the third time by its title and put upon its passage.

The vote was:

Yeas—Mr. President, Messrs. Abercrombie, Carter, Cater, Clary, Cooper, Holland, Hopkins, Jones, Russell of Jefferson, Scott, Smith and Taylor—13.

Nays—Messrs. Arnow and Norwood—2.

So the bill passed.

On motion, the title as amended was adopted.

Ordered that the same be certified to the House of Representatives.

The rule was waived, to allow the Committee on Engrossed Bills to make the following report:

The Standing Committee on Engrossed Bills beg to report as correctly engrossed, the following bill:

A bill to be entitled an act to incorporate the Moticello and Thomasville Railroad.

JAMES ABERCROWBIE, Chm'n.

Which was read, and bill placed among the orders of the day.

The rule was waived, to allow Mr. Scott to present the memorial and petition, of citizens of Marion county;

Which was read, and on motion, referred to the Joint Committee on Soldiers' Families.

The rule was waived, to allow Mr. Holland to present the following motion:

Mr. Holland moved that the Sergeant-at-Arms be sent to the Printer to see if the bills for relief of soldiers' families are printed, and if so, to bring them without delay;

Which was adopted.

A bill to be entitled an act to incorporate the Monticello and Northern Railroad,

Was read the third time and put upon its passage.

The vote was:

Yeas—Messrs. Abercrombie, Arnow, Carter, Cater, Clary, Cooper, Hogue, Holland, Jones, King, Roper, Russell of Jefferson, Scott and Taylor—14.

Nays—Mr. President, Messrs. Hopkins, Norwood, Russell of 17th District and Smith—5.

So the bill passed—title as stated.

Ordered that the same be certified to the House of Representatives.

A bill to be entitled an act for the organization of the militia of the State of Florida,

Was read the second time, rule waived, read a third time and put upon its passage;

The vote was:

Yeas—Messrs. Arnow, Cooper, Hogue, Holland, King and Taylor—6.

Nays—Mr. President, Messrs. Abercrombie, Carter, Cater, Clary, Hopkins Jones, Norwood, Roper, Russell of Jefferson, Russell of 17th District, Scott and Smith—13.

So the bill was lost.

On motion, the rule was waived, to allow Mr. Abercrombie to present the following resolution:

*Resolved.* That the Sergeant-at-Arms be instructed to furnish this House with envelopes, or any other stationery, necessary to promote the business of the Senate, and that he be instructed to procure the same wherever he can obtain suitable articles;

Which was adopted.

A bill to be entitled an act authorizing the County Commissioners of Leon County, to assess additional taxes for the support of soldiers' families and the indigent of said County, and regulating the collection thereof, with amendments,

Was read a second time.

The question being on the adoption of the amendments,

They were adopted.

Mr. Arnow offered the following amendment:

*Be it further enacted,* That the counties herein named shall not

be exempt from the provisions of a general law in this State, providing for the same subject.

Mr. Abercrombie moved to indefinitely postpone the bill and amendment;

The yeas and nays being called for by the Senators from the 8th and 15th Districts,

The vote was:

Yeas—Messrs. Abercrombie, Arnow, Carter, Cater, Clary, Cooper, Holland, Jones, King, Norwood, Roper, Russell of 17th District, Smith and Taylor—14.

Nays—Mr. President, Messrs. Hogue, Russell of Jefferson and Scott—4.

So the bill and amendments were indefinitely postponed.

The rule was waived to allow Mr. Hogue to present the following motion:

That a committee be appointed to act with a similar committee on the part of the House, in relation to a bill entitled an act in relation to the cultivation of cotton and tobacco;

Which was adopted.

The Chair appointed, as said committee, Messrs. Abercrombie, Scott, and Russell, of Jefferson.

House bill to be entitled an act for the relief of Aaron W. DaCosta;

Was read the first time, and ordered to be placed among the orders of the day.

The rule was waived to allow Mr. Norwood to move that Mr. Jones be excused from attendance on the Senate until Tuesday next;

Which was adopted.

The rule was waived to allow Mr. Russell, of 17th District, to move to excuse Mr. Russell, of Jefferson, from attendance on the Senate until Monday next, 12 o'clock, M.;

Which was adopted.

The rule was waived, and on motion, the Sergeant-at-arms was excused from attendance on the Senate until Monday next, 12 o'clock M.

The orders of the day being through with, on motion, the Senate adjourned until 10 o'clock to-morrow morning.

SATURDAY, November 28th, 1863.

The Senate met pursuant to adjournment.

The President being absent, Mr. Russell of 17th District, was called to the chair.